



**TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION  
MEMPHIS ENVIRONMENTAL FIELD OFFICE  
8383 WOLF LAKE DRIVE  
BARTLETT, TN 38133-4119  
PHONE (901) 371-3000 STATEWIDE 1-888-891-8332 FAX (901) 371-3170**

November 17, 2011

Mr. Adam Roberts  
Project Director  
Electrolux Major Appliances  
10200 David Taylor Dr.  
Charlotte, NC 28262

Subject: **NPDES Construction General Permit Tracking No. TNR153513  
Master Tracking Number: TNR153513  
Electrolux Major Appliances  
Memphis, Shelby County, Tennessee**

Dear Mr. Roberts:

The Division of Water Pollution Control (the Division) acknowledges receipt of the Notice of Intent (NOI) form for the above referenced project. The original NOI was received on July 7, 2011. The NOI was submitted to obtain coverage under a General NPDES Permit for Storm Water Discharges Associated with Construction Activity. Enclosed is the Notice of Coverage (NOC) form which shows the site name and location, receiving stream, effective date of coverage, etc.

**Contractor Information**

As of the date this NOI was processed, no contractor was identified on the NOI. A primary contractor, or contractor otherwise responsible for sediment and erosion controls on the construction site, must be identified and must submit an NOI to this office prior to beginning earth clearing operations on site. When submitting the NOI, the contractor should indicate on the NOI form the above referenced permit tracking number.

**Storm Water Pollution Prevention Plan (SWPPP)**

You have submitted a Storm Water Pollution Prevention Plan (SWPPP) as required by Part 1.4.2 of the CGP. Please note that the division has not performed an engineering review of the SWPPP and does not certify whether the SWPPP adequately provides for the pollution prevention requirements at the site as described in the general permit. The division acknowledges that you have submitted a SWPPP that appears to include the required components of a SWPPP. It is the responsibility of all site operators to design, implement, and maintain measures that are sufficient to prevent pollution at the referenced site, and to remain in compliance with the terms and conditions of the general permit.

### **Impaired Waters**

The receiving stream for a construction site for which the NOI was submitted appears on the state's list of impaired stream segments for partially supporting or for not supporting its designated uses due to siltation. Since the discharge from the proposed construction site may contain significant amounts of silt, the division considers the potential for degradation to the receiving stream from the discharge to be significant. Therefore, additional pollution prevention requirements for discharges into waters which TDEC identifies as impaired by siltation, as described in the general permit, Subpart 5.4., apply to your construction site; requirements of Section 5.4.2. apply to your construction site only if an impaired segment is located on or adjacent to the disturbed area.

### **High Quality Waters**

The receiving stream for a construction site for which the NOI was submitted appears on the state's list of high quality waters, as identified by TDEC. Since the discharge from the proposed construction site may contain significant amounts of silt, the division considers the potential for degradation to the receiving stream from the discharge to be significant. Therefore, additional pollution prevention requirements, as described in the general permit, Subpart 5.4., for discharges into high quality waters apply to your construction site; requirements of Section 5.4.2. apply to your construction site only if an impaired segment is located on or adjacent to the disturbed area.

### **Threatened and Endangered Species**

The receiving stream for a construction site for which the NOI was submitted has federal or state listed threatened and endangered species in the area, or downstream of your project. Storm water discharges and storm water discharge-related activities that are not protective of legally protected listed or proposed threatened or endangered aquatic fauna in the receiving stream; or discharges or activities that would result in a 'take' of a federally listed endangered or threatened fish or wildlife species are not authorized by the general permit. If the division finds that storm water discharges or storm water related activities are likely to result in any of the above effects, the division will deny the coverage under this general permit unless and until project plans are changed to protect the listed species. In addition, discharges from your construction site that result in harm to such species may incur additional fines and penalties from the US Fish and Wildlife Service and/or the Tennessee Wildlife Resources Agency.

We appreciate your attention to the general construction storm water permit and its requirements. We believe this does make a difference to the quality of state waters. If you have any questions, please contact Mr. Cliff Caudle at (901) 371-3028 or by e-mail at [cliff.caudle@tn.gov](mailto:cliff.caudle@tn.gov).

Sincerely,



Terry R. Templeton, P.G.

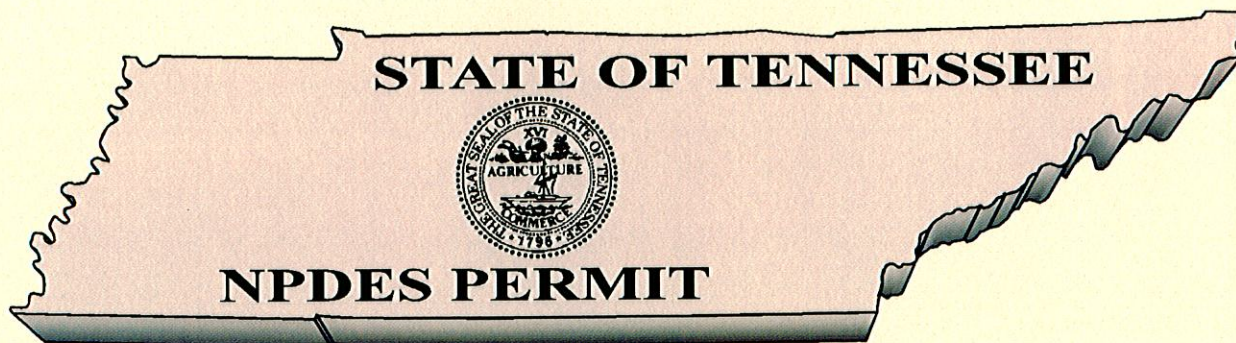
Manager

Division of Water Pollution Control

Memphis Environmental Field Office

CC: DWPC, Memphis EFO Permit File





Tracking Number **TNR153513**

**NOTICE OF COVERAGE UNDER THE GENERAL NPDES PERMIT FOR STORM  
WATER DISCHARGES ASSOCIATED WITH CONSTRUCTION ACTIVITY (CGP)**

Tennessee Department of Environment and Conservation  
Division of Water Pollution Control  
401 Church Street, 6th Floor, L&C Annex  
Nashville, Tennessee 37243-1534

Under authority of the Tennessee Water Quality Control Act of 1977 (T.C.A. 69-3-101 et seq.) and the delegation of authority from the United States Environmental Protection Agency under the Federal Water Pollution Control Act, as amended by the Clean Water Act of 1977 (33 U.S.C. 1251, et seq.):

Name of the Construction Project: **Electrolux Major Appliances (55.6 acres)**

Master Tracking Number at the Site: **TNR153513**

Permittee Name: **Electrolux Major Appliances**

Contractor(s):

is authorized to discharge: storm water associated with construction activity

from site located at: **3329 Paul R. Lowry Rd., Immediately West of Riverport Rd.,  
+/- 3,400 Feet South of Plant Road, in Frank C. Pidgeon  
Industrial Park, Memphis, Shelby County, Tennessee**

to receiving waters named: **Horn Lake Cutoff Tributary**

in accordance with effluent limitations, monitoring requirements and other conditions set forth herein.

Likely presence of threatened or endangered species in one mile radius: YES

Likely presence of threatened or endangered species downstream: YES

Additional pollution prevention requirements apply for discharges into waters which TDEC identifies as:

a) impaired by siltation: YES    b) discharging into high quality waters: YES

Your coverage under the CGP shall become effective on **November 17, 2011**, and shall be terminated upon receipt of a [Notice of Termination](#), or the date of expiration of the CGP, **May 23, 2016**.

Paul E. Davis, Director  
Division of Water Pollution Control